



**MINUTES  
BOARD OF NURSING  
FULL BOARD BRIDGE MEETING  
WEDNESDAY JUNE 28, 2006**

**MEMBERS PRESENT:** SHARON PAPPAS, RN, PRESIDENT; JUDITH A. BURKE, RN, VICE-PRESIDENT;  
JANET FERGUSON, RN; JOHN KLEINHEKSEL, JD; SANDRA SUMMERS, RN;  
VICTORIA BROERMAN, RN; THOMAS KANAN, JD; JANET PUGLISI, RN

**PRESIDING:** SHARON PAPPAS, RN, PRESIDENT

**COUNSEL:** SUSAN PROSE, ASSISTANT ATTORNEY GENERAL

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- **Call to Order and President's Welcome 11:30 A.M.**

Sharon Pappas, President, called the meeting to order.

- **Remarks**

Sharon Pappas, President, made remarks on the purpose of the meeting, and made brief introductions of other Board members. Susan Prose, Assistant Attorney General, introduced other attorneys from the Office of the Attorney General present at the meeting.

- **Introductions and Board of Nursing Staffing Update**

Rose McCool, Director, Division of Registrations, addressed the Board and made several introductions including: Mark Merrill, RN, the new Program Director for the Board of Nursing staff; Kathy Brown, RN, the new Licensing and Education Manager, and Susan Miller, the Director of Health Care Programs for the Division of Registrations. Ms. McCool distributed two handouts: organizational charts of the Board of Nursing staff and of the Division of Registrations. The Board noted the handouts.

- **Legislative Update**

Geoff Hier, Legislative Liaison, and Rose McCool, Director, Division of Registrations, gave a presentation on the recently concluded legislative session, and asked for Board input on proposals for future legislative change in the next legislative session.

- **Response to Tambor Williams' Letter to the Colorado Nurses Association**

Sharon Pappas, President, read sections of a letter from Tambor Williams, Executive Director of the Department of Regulatory Agencies, responding to a letter from Paula Stearns, Executive Director of the Colorado Nurses Association. Paula Stearns' letter was presented to the Board at the April 26, 2006 Full Board meeting.

- **Approval of Minutes (11:50 A.M.)**

A Motion was made, seconded, and carried, to approve the April 26, 2006 Full Board meeting minutes.

A Motion was made, seconded, and carried, to approve the May 15, 2006 Education Subcommittee meeting minutes.

- **New Nurse Aide Advisory Committee Member Proposal**

Sharon Pappas, President, presented the resume of Elaine McManis, RN, applicant for the Department of Public Health and Environment employee member of the Nurse Aide Advisory Committee.

A Motion was made, seconded and carried to approve Elaine McManis, RN, and appoint her to the Nurse Aide Advisory Committee.

Ms. McManis replaces Carol Cambria, RN, whose term expired July 1, 2006.

- **Rulemaking Session (12:00 P.M.)**

At 12:02 P.M., the Board convened a public rulemaking proceeding to consider, and pursuant to notice, proposed amendments to Chapter II and to adopt emergency Chapter XIX Rules.

- **Chapter XIX (Emergency Temporary Rules and Regulations for Medication Aid Authority) (12:06 P.M.)**

After discussion, a Motion was made, seconded and carried, finding that immediate adoption of Chapter XIX Rules was imperatively necessary to comply with state law, and for the preservation of public health, safety, and welfare, and that compliance with permanent rulemaking requirements at the time under section 24-4-103 would be contrary to the public interest.

After discussion, a Motion was made, seconded and carried to adopt Chapter XIX Rules, effective August 1, 2006, as emergency rules with the stated basis, statutory authority, and purpose, and that it is the opinion of the Board that the rules are fair, impartial, and non-discriminatory. The Chapter XIX Emergency Temporary Rules and Regulations as adopted are attached and incorporated herein by this reference.

- **Chapter II (Rules and Regulations for Approval of Nursing Education Programs) (12:14 P.M.)**

After a full opportunity for submission of oral or written comments by the public at the April 26, 2006 Rulemaking Hearing, and after due consideration, a Motion was made, seconded and carried to adopt the revised Chapter II Rules, with amendments, including the statement of basis, statutory authority, and purpose. The Chapter II Rules and Regulations as adopted are attached and incorporated herein by this reference.

Sandy Summers, RN, asked the Board for authority for the Education Subcommittee to continue to review the Board policies relating to Chapter II Rules and Regulations for consistency. The Board authorized the Education Subcommittee to undertake the review.

- **End of Rulemaking Session (12:22 P.M.)**

After a full opportunity for submission of oral or written comments by the public and after due consideration, the rulemaking session on the Chapter XIX Emergency Rules and Chapter II Rules was concluded.

- **Board Policy 10-11 Reinstatement of Licenses or Certificates**

Cheryl Hara, Program Administrator, asked the Board for guidance on implementation of standards for continued competency for nurses out of the practice of nursing longer than two years.

The Board asked staff present to recommend a revised policy at the August 23, 2006 Full Board meeting. The Board granted staff the authority to approve refresher courses consistent with the Colorado Council on Nursing Articulation Model for nurses currently in the process of demonstrating competency during the reinstatement process.

- **Report on Ideal College**

Y. E. Scott, Assistant Attorney General, presented a report on the mediation which took place, June 8, 2006, pertaining to the withdrawal of approval for the practical nursing education program at Ideal College.

At 12:38 P.M., a Motion was made, seconded and unanimously carried to enter into Executive Session pursuant to C.R.S. 24-6-402(3)(a)(II), (III), and 24-72-101, et seq., based upon the Board's attorney-client privilege and matters required to be kept confidential by law. After discussion, at 12:56 P.M., a Motion was made, seconded and unanimously carried to leave Executive Session and return to Open Session to take action on the matter.

After discussion, a Motion was made, seconded and carried with five votes in favor, three abstentions, to proceed to hearing between the Board and Ideal College scheduled for August 15-17, 2006.

- **Nursing Education Programs Letters of Intent**

Accent Learning Systems, Inc., LPN

Colorado Christian University, LPN-ADN-BSN

Everest College (Formerly Parks College), ADN

Ideal College, RN-ADN

Indiana State University, LPN-BSN

Stillwater Executive Institute, LPN

After discussion, a Motion was made, seconded and carried to ratify the letters from Cheryl Hara, Program Administrator, denying approval of Phase I to the above mentioned nursing programs.

- **Site Visit Reports**

The Board noted the Report on the Site Visit of the Psychiatric Technician Program at Front Range Community College, and the Board ratified approval of Phase III.

**Other Nursing Education Programs**

The Board noted the Site Visit report for the Denver School of Nursing LPN program will be presented at the August 23, 2006 Full Board meeting.

- **Permanent Rulemaking Hearing August 31, 2006**

The Board scheduled a time to conduct a permanent Rulemaking Hearing to approve the Chapter XIX Rules for 8:00 A.M. on August 31, 2006, whereby the Board would hear public testimony via a conference call.

There being no further business, a Motion was made, seconded and carried to adjourn at 1:07 P.M. on Wednesday, June 28, 2006.

I attest that these Minutes substantially reflect the subject of the discussions during the Executive Session. Pursuant to § 24-6-402(2)(d.5)(I)(B), C.R.S., as President and chairperson of the Board of Nursing, I attest that any portions of the Executive Session of the Board of Nursing meeting held on June 28, 2006, that were not recorded in these Minutes were confined to the topics authorized for discussion pursuant to § 24-6-402(3).

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Sharon Pappas, RN, President  
Colorado Board of Nursing

Pursuant to C.R.S. § 24-6-402(d.5)(I)(B), as counsel for the Board, I attest that it is my opinion that the matters discussed in the Board of Nursing meeting held on June 28, 2006, that were not recorded in these Minutes constituted attorney-client communications and, therefore, are not reflected within these minutes.

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Susan Prose, Assistant Attorney General